

Decision No. 7783

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

ORIGINAL

In the matter of the application of WALTER COSNEY for a certificate of public convenience and necessity to operate an automobile stage service and line between Red Bluff and Paynes Creek, in Tehama County, State of California.

Application No. 5469.

I. H. Ludeman for applicant.

BY THE COMMISSION:

O P I N I O N

Walter Cosney applies for authority to operate passenger and express stage between Red Bluff and Paynes Creek.

A public hearing upon said application was held by Examiner Westover at Red Bluff.

Applicant now operates a similar service and carries mail between Westwood, Lassen County, and Paynes Creek, Tehama County, via Chester, Mineral and Manton. He wishes to extend his service to accommodate passengers and merchandise shipments seeking service between Westwood and the Southern Pacific line at Red Bluff. It appears from the testimony that the Red Bluff-Paynes Creek-Manton stage line, operating between Red Bluff and Manton, has not sufficient equipment to properly care for its passengers or express shipments between those points, and that it has been necessary for applicant to operate through to Red Bluff most of the time in order to accommodate his patrons and prevent serious loss to perishable merchandise, because the connecting stage line could not carry his passengers and shipments from Paynes Creek to Red Bluff. Cars of both lines, it appears, are usually loaded on leaving Red Bluff. The operator of the Red Bluff-Paynes Creek-Manton line, and also its attorneys, were notified of the hearing, but did not appear.

Applicant proposes to operate seven-passenger touring cars during the season May 15th to October 31st, using two days to make the round trip.

ORDER

A public hearing having been held upon the above entitled application, the matter having been submitted and being now ready for decision,

THE RAILROAD COMMISSION HEREBY DECLARES that public convenience and necessity require the operation by Walter Gosney, applicant herein, of an automobile stage line as a common carrier of passengers, baggage and light express between Red Bluff and Paynes Creek, in Tehama County.

The rights and privileges hereby granted may not be transferred nor assigned unless the written consent of the Railroad Commission to such transfer or assignment has first been procured.

IT IS HEREBY ORDERED that no vehicle may be operated in said service unless said vehicle is owned by the applicant herein or is leased by said applicant under a contract or agreement satisfactory to the Railroad Commission.

IT IS HEREBY FURTHER ORDERED that said applicant shall, within 20 days from the date hereof, file with the Railroad Commission his schedule and tariffs covering said proposed service, which shall be in addition to proposed schedule and tariff accompanying the application, and shall set forth the date upon which the operation of the line hereby authorized will commence, which date shall be within 90 days from the date

